

#8 158
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 00-713-i21)

In the Application of:

Mirkin *et al.*

Examiner: J. Riley

Serial No. 09/976,618

Group Art Unit: 1656

Filed: October 12, 2001

For: Nanoparticles Having Oligonucleotides
Attached Thereto and Uses Therefor

Confirmation No.: 1752

U.S. Patent and Trademark Office
Box Sequence, P.O. Box 2327
Arlington, VA 22202

Sir:

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In regard to the above identified application:

1. We are transmitting herewith the attached

- a. Response to Notice to Comply dated March 13, 2002
- b. Copy of the Notice to Comply
- c. Substitute Sequence Listing (paper copy and computer readable form on 3.5" diskette)
- d. Return Receipt Postcard

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2. With respect to additional fees:

- ☒ A. No additional fee is required.
- ☐ B. Attached is a check in the amount of \$_____.

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3. General Authorization: Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.

4. CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: U.S. Patent and Trademark Office Box Sequence, P.O. Box 2327 Arlington, VA 22202 on this 26 day of March, 2002.

Date: March 26, 2002

By Emily Miao
Emily Miao
Reg. No. 35,285



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/976,618	10/12/2001	Chad A. Mirkin	00-713-i21

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CONFIRMATION NO. 1752

Emily Miao
McDonnell Boehnen Hulbert & Berghoff
32nd Floor
300 S. Wacker Drive
Chicago, IL 60606

Date Mailed: 03/13/2002

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE
DISCLOSURES**

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

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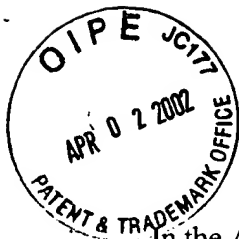
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*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



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RESPONSE TO NOTICE TO COMPLY

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Sir:

This is in response to the Notice to Comply mailed March 13, 2002. Attached is a paper copy of a substitute Sequence Listing and 3.5" diskette containing a computer readable copy of the Sequence Listing in accordance with 37 C.F.R. § 1.821(e). As requested by the Notice, Sections <220> - <223> have been inserted into SEQ ID NO. 57. In accordance with 37 C.F.R. §§ 1.821-1.825, the computer readable copy is identical to the paper copy filed with the disclosure of the application and the attached Sequence Listing. No new matter has been added to the application as a result of this submission.

Prompt consideration and entry of this response is respectfully requested.

Respectfully submitted,

Date: March 26, 2002

By: 

Emily Miao
Reg. No. 35,285